

10191/538  
PATENT

#13 DAE  
RECEIVED  
DEC 08 2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE TO 3600 MAIL ROOM

In re Application of : Marko MASCHKE et al.

Serial No. : 08/963,720

Filed : November 4, 1997

Examiner : J. Louis Jacques

Art Unit : 3661

For : **PROCESS FOR GENERATING**

**COLLISION SIGNALS**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on

Date 11/30/00

Assistant Commissioner  
For Patents  
Washington, D.C. 20231

Attention: Technology Center 3600 Signature

Kathleen E. Mundy  
KENYON & KENYON

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT  
DUE TO PATENT OFFICE ERROR  
UNDER 37 C.F.R. 1.181(a)**

SIR:

Applicants hereby petition to have the Notice of Abandonment, dated October 31, 2000 for the above-identified patent application withdrawn due to an error on the part of the Patent Office. The following facts are pertinent:

Applicants filed a Notice of Appeal on April 20, 2000, which was received by the Patent Office on April 24, 2000. In response to the Notice of Appeal applicants mailed on September 25, 2000 (September 24, 2000 was a Sunday) an Appeal Brief Transmittal, Three Month Extension of Time and Appeal Brief in triplicate, which

was received by the Patent Office on September 29, 2000. The Appeal Brief Transmittal and Three Month Extension of Time gave authorization to charge the Appeal Brief fee of \$300.00, extension fee of \$870.00 and any additional fees to Kenyon & Kenyon Deposit Account 11-0600.

Copies of the Appeal Brief Transmittal, Three Month Extension of Time, Appeal Brief and postcard bearing the Patent Office acknowledgment stamp of September 29, 2000 are enclosed.

It is therefore respectfully submitted that the Appeal Brief Transmittal, Three Month Extension of Time and Appeal Brief were timely filed, and that the Notice of Abandonment was issued as a result of a Patent Office error. It is therefore respectfully requested that this abandonment be withdrawn.

As this petition was necessitated by Patent Office error, no fee is believed to be required. However, if any fee is required, the Commissioner is authorized to charge Deposit Account No. 11-0600. A copy of this petition is enclosed for that purpose.

Respectfully submitted,

KENYON & KENYON

Dated: 11/30/00

By: *[Signature]*  
Richard L. Mayer  
Reg. No. 22,490

One Broadway  
New York, New York 10004  
Telephone: (212) 425-7200  
Facsimile: (212) 425-5288